

5495. Adulteration of grapefruit. U. S. * * * v. 250 Boxes of Grapefruit. Consent decree of condemnation and forfeiture. Good portion released on bond. Unfit portion destroyed. (F. & D. No. 8193. I. S. No. 22313-m. S. No. W-175.)

On March 24, 1917, the United States attorney for the District of Colorado, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 250 boxes of grapefruit, consigned on or about March 6, 1917, by S. J. Sligh & Co., Orlando, Fla., remaining unsold in the original, unbroken packages at Denver, Colo., alleging that the article had been shipped and transported from the State of Florida into the State of Colorado, and charging adulteration in violation of the Food and Drugs Act.

It was alleged in the libel that the article was adulterated for the reason that it had been frosted, and the tissues thereof were undergoing rapid disintegration as a result of said frosting, and said product consisted in part of bitter, soft, mushy, and rotten grapefruit.

On April 16, 1917, David Schwartz, Denver, Colo., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and the good portion of the product having been released to said claimant, and the remainder having been destroyed by the United States marshal, the disposition of the product was ratified and confirmed by the court, and it was ordered that said claimant should pay the costs of the proceedings.

CLARENCE OUSLEY, *Acting Secretary of Agriculture.*